

1 JUDGE RONALD B. LEIGHTON
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5 UNITED STATES DISTRICT COURT
6 WESTERN DISTRICT OF WASHINGTON
7 AT TACOMA

8 UNITED STATES OF AMERICA,) No. CR 19-5212 RBL
9 Plaintiff,)
10 v.) ORDER GRANTING DEFENSE
11 RANDALL MUCK,) UNOPPOSED MOTION TO
12 Defendant.) CONTINUE TRIAL DATE AND
13 PRETRIAL MOTIONS DUE DATE

14 THE COURT has considered the defendant's unopposed motion to continue the
15 trial date and pretrial motions deadline and the facts and circumstances described
16 therein, which are hereby incorporated as findings of fact, and finds that:

17 (a) taking into consideration the current global health crisis and court closures;
18 and

19 (b) the ends of justice, which require in-custody defendants' trials to take priority
20 over the trials of out-of-custody defendants, once "normal" court operations resume;
21 and

22 (c) the Court's General Order 02-20 of March 17, 2020, attached to and
23 incorporated in this motion, which incorporates an exclusion of time for purposes of the
24 Speedy Trial Act, as follows:

25 due to the Court's reduced ability to obtain an adequate spectrum of jurors and
26 the effect of the above public health recommendations on the availability of
witnesses, counsel and Court staff to be present in the courtroom, the time
period of the continuances implemented by this General Order will be excluded
under the Speedy Trial Act, as the Court specifically finds that the ends of
justice served by ordering the continuances outweigh the best interests of the

1 public and any defendant's right to a speedy trial, pursuant to 18 U.S.C.
2 §3161(h)(7)(A).

3 Defense counsel have conferred with Assistant United States Attorneys André
4 Peñalver and Grady Leupold regarding this request for continuance. The Government
5 is in agreement with this motion for continuance, and the defendant has no objection to
6 waiver of his right to speedy trial.

7 IT IS THEREFORE ORDERED that the trial date is continued from April 6,
8 2020, to September 8, 2020, and that pretrial motions shall be filed no later than July
9 31, 2020.

10 DONE this 27th day of March, 2020.

11 
12 Ronald B. Leighton

13 Ronald B. Leighton
14 United States District Judge

15 Presented by:

16 s/ *Miriam Schwartz*
17 First Assistant Federal Public Defender
18 Attorney for Randall Muck